

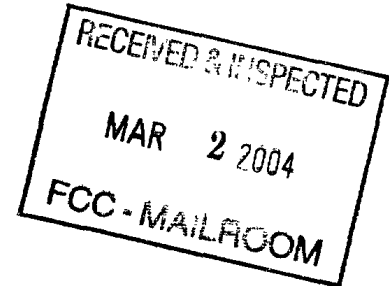
February 24, 2004

ORIGINAL

DOCKET FILE COPY ORIGINAL

The Thomas Group  
217 Montgomery Street, Suite 610  
Syracuse, New York 13202  
Phone (315) 426 - 8445  
Fax (315) 426 - 8348  
cda@TheThomasGroup.com

Federal Communications Commission  
Office of the Secretary  
445-12<sup>th</sup> Street, SW  
Washington, DC 20554



Re: Request for Waiver  
CC Docket No. 02-6  
Billed Entity Number: 124758  
Funding Year 2001  
471 Application Number: 265671  
Funding Request Number(s): 689210, 689211, 689212

Dear Sir or Madam:

On behalf of Broome-Tioga BOCES, Thomas Communications & Technologies (TC&T) would like to request a waiver for submission of FCC Form 486. The SLD's faxed correspondence dated December 6, 2001 omitted critical information and misled our staff with the use of the word "duplicate." This less than clear attempt at communicating led us to believe we had sent in a specific Form 486 not once, but twice. The fax referenced only one Form Identifier and stated,

"The Funding Request Number (FRN) on this Form 486 has already been filed on a Form 486 which we received on October 25, 2001. Only one Form 486 can be processed for each FRN. Please submit a fax on letterhead to withdraw the duplicate Form 486."

On October 15, 2001 TC&T submitted two 486 forms. They had the following unique form identifiers: DCMO Tariffed Data (B) and ONC Tariffed Data (C). We interpreted the SLD's fax quoted above to mean that somehow the SLD had mistakenly received 2 copies of the DCMO Tariffed Data (B) form 486 and was trying to sort out 3 forms, not 2. Following the SLD's guidance at the time, TC&T then withdrew what was thought to be a duplicate Form 486. In actuality what was withdrawn, unbeknownst to us, was the ONC Tariffed Data (C) Form 486.

The actual problem the SLD was attempting to correct with the forms in question was not that they were duplicates, but that the 2 forms listed the same FRNs. We concede that ONC Tariffed Data (C) was filled out incorrectly; it contained the FRNs from 471 Application 265938 instead of the FRNs from 471 Application 265671. However the SLD's misleading correspondence of December 6, 2001 did not provide the opportunity to correct the actual problem and led to the unnecessary loss of funding for FRNs 689210, 689211, and 689212 for Funding Year 2001. The SLD should have referenced 2

Form Identifiers, DCMO Tariffed Data (B) and ONC Tariffed Data (C), and made note of the identical FRNs. This would have given both the SLD and TC&T opportunity to correct the appropriate form and allow approved funding to benefit Broome-Tioga BOCES.

TC&T, therefore, requests permission to file a FCC Form 486 for FRNs 689210, 689211, and 689212 with a service start date of July 1, 2001.

Sincerely,

**THOMAS COMMUNICATIONS & TECHNOLOGIES, LLC**



Claude Adair  
Executive Manager – E-rate Services

Enclosure

cc: Steve Smith – Broome-Tioga BOCES  
Michelle Chemotti – TC&T

Thursday 06 of Dec 2001,

->4268348

Page 1 of 1

## Schools and Libraries Division Client Service Bureau

Help Line : (888) 203-8100  
Fax: (888) 276-8736  
E-Mail: [sldproblemresolution@ncs.com](mailto:sldproblemresolution@ncs.com)

# Fax

**To:** Shari L. Dwyer  
**Fax:** 1-315-426-8348  
**Phone:** 1-807-763-3674  
**Re:** Form 486 Funding Year 4  
Form Identifier: DCMO TARIFFED DATA (B)

**From:** Jason Johnson

**Pages:** 1  
**Date:** 12-06-2001

☐ Urgent ! ☐ For Review ☐ Please Comment \* Please Reply ! ☐ Please Recycle

---

Shari L. Dwyer,

We are making this contact with you to obtain the necessary information to successfully data enter your Form 486 Receipt of Service Confirmation Form. Here is the information we need from you so that we may complete data entry of your application for E-Rate Discounts.

**Block 3 Item 7B:** The Funding Request Number (FRN) listed on this Form 486 has already been filed on a Form 486 which we received on 10-25-2001. Only one Form 486 can be processed for each FRN. Please submit a fax on letterhead to withdraw the duplicate Form 486.

Please send the fax to withdraw to my attention at 888-276-8736. If you have any questions, please call me at 888-203-8100 and reference **case number 88096**.

We need to receive this information from you within 7 calendar days of this communication with you. If we do not receive the requested information from you within this time frame, the affected Funding Request Number (FRN) information in Block 3 will not be processed because we are unable to process it.

Thank you  
Jason Johnson  
Client Service Bureau/Problem Resolution  
Schools and Libraries Division

Thomas **Communications**  
& Technologies

217 Montgomery Street  
6<sup>th</sup> Floor  
Syracuse, New York 13202  
Tel. (315) 426-8445  
Fax (315) 426-8348

Fax Transmittal

.....

PLEASE DELIVER TO

**Organization:** Schools and Libraries Division

**Attention:** Jason Johnson

**FAX Number:** 888-276-8736

**Date:** December 7, 2001

**Total Pages:** 1 (including this cover page)

**From:** Gillian Shumway

**cc:**

**Regarding:** PY4 DCMO Tariffed Data (B)

**FAXED**  
12/7/01

.....  
☐ - Hard copy will be mailed

☒ - Hard copy will not be mailed

.....  
Please delete the duplicate Form 486 for DCMO Tariffed Data (B).

If transmission is not received as noted, kindly notify us at once.